

REMARKS

This responds to the Office Action mailed on April 15, 2008.

Claims 1-7, 15-24, and 27-38 are canceled. Claims 8-14 and 25 have been amended. As a result, claims 8-14 and 25-26 remain pending in this application.

Support for claim amendments may be found in the canceled claims.

Claim Objections

Claims 3-6, 30-31, 33-34 and 37 were objected to because of typographical errors.

These errors have been corrected in the current pending claims.

§101 Rejection of the Claims

Claims 20-24 were rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter.

Claims 20-24 have been canceled; therefore this rejection is no longer relevant.

§112 Rejection of the Claims

Claims 5 and 38 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 5 and 38 have been canceled; therefore this rejection is no longer relevant.

§102 Rejection of the Claims

Claims 1, 2, 29, 32, and 35 were rejected under 35 U.S.C. § 102(b) as being anticipated by Ricchetti et al. in WO 03/048794 A1.

Claims 1, 2, 29, 32, and 35 have been canceled; therefore this rejection is no longer relevant.

§103 Rejection of the Claims

Claims 3-4 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Ricchetti et al. in WO 03/048794 A1 as applied to claim 1 above, in view of Oke et al. in US Patent 5,642,057.

Claims 3-4 have been canceled; therefore this rejection is no longer relevant.

Allowable Subject Matter

Claims 8-14 and 25-26 were objected to as being dependent upon rejected claims, but were indicated as allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claim 8 has been amended to be in independent form including the limitations of original claims 1, 6, and 7.

Claims 9-12 have been amended and are now dependent on amended claim 8.

Claims 13-14 and 25 have been amended to be in independent form including the limitations of original claim 6. The preambles of claims 14 and 25 have also been amended for clarity. Additionally, claim 26 remains dependent on claim 25.

Applicant submits that amended claims 8-14 and 25-26 now include all the limitations of their previous base claims and intervening claims. Therefore, amended claims 8-14 and 25-26 should be allowed.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's representative at (408) 278-4042 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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Date 10/15/08

By /  /

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 15th day of October, 2008.

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